

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kobi Iki et al.

Art Unit : Unknown

Serial No. : 10/766,894

Examiner : Unknown

Filed : January 30, 2004

Title : CARTILAGE TREATMENT PROBE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TO CORRECT INVENTORSHIP

Pusuant to 35 U.S.C. § 116 and 37 C.F.R. § 1.48(a), please amend the application to add Mark Markel and Ryland B. Edwards III as inventors. The other inventors in this application are: Kobi Iki, William M. Ambrisco, Douglas M. Lorang, Alan P. Gannon, Richard M. Ranalli, and Mathew E. Mitchell.

Applicants submit herewith a Statement of Lack of Deceptive Intention, a new Declaration executed by the currently-named inventors, and an Assent of the Assignee and Certificate under 37 C.F.R. § 3.73(b).


Enclosed is a \$130.00 check for the processing fee required under 37 C.F.R. § 1.17(i). Please apply any other charges or credits to Deposit Account No. 06-1050.

07/19/2005 JADD01 00000078 10766894

01 FC:1464 130.00 DP

Respectfully submitted,

Date: MAY 12 2005


Joel R. Petrow, Reg. No. 30,886
Chief Patent Counsel
Smith & Nephew, Inc.
1450 Brooks Road
Memphis, TN 38116



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kobi Iki et al.
Serial No. : 10/766,894
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Title : CARTILAGE TREATMENT PROBE

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

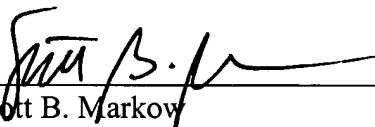
Please accept to filing in this application the enclosed Amendment to Correct Inventorship, Assent of Assignee to Correction of Inventorship and Certificate Under 37 C.F.R. § 3.73(b), Combined Declaration and Power of Attorney, and Statement of Lack of Deceptive Intent.

The required fees are set forth in the enclosed documents. Please apply any charges not covered, or any credits, to Deposit Account No. 06-1050.

Respectfully submitted,

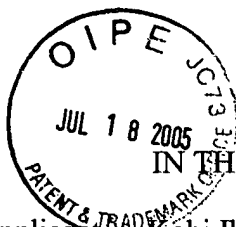
Date: _____

7/18/2005



Scott B. Markow
Reg. No. 46,899

Fish & Richardson P.C.
1425 K Street, N.W.
11th Floor
Washington, DC 20005-3500
Telephone: (202) 783-5070
Facsimile: (202) 783-2331



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**ASSENT OF ASSIGNEE TO CORRECTION OF INVENTORSHIP AND
CERTIFICATE UNDER 37 CFR §3.73(b)**

Smith & Nephew, Inc., the assignee of the above U.S. patent application, hereby assents to the correction of inventorship filed herewith. Under 37 CFR §3.73(b), Smith & Nephew, Inc., a Delaware corporation with its principal place of business in Memphis, Tennessee, certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from Kobi Iki, William M. Ambrisco, Douglas M. Lorang, Alan P. Gannon, Richard M. Ranalli, and Mathew E. Mitchell recorded in the Patent and Trademark Office at Reel 015686, Frame 0697 on August 17, 2004, and an assignment from Mark Markel and Ryland B. Edwards III being filed concurrently herewith.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above. The undersigned, whose title is supplied below, is empowered to act on behalf of the assignee.


Applicant : Kobi Iki et al.
Serial No. : 10/766,894
Filed : January 30, 2004
Page : 2 of 2

Attorney's Docket No.: 00167-491001 / 02-31-0464

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: MAY 12 2005



Joel R. Petrow, Reg. No. 30,886
Chief Patent Counsel
Smith & Nephew, Inc.
1450 Brooks Road
Memphis, TN 38116

C



Attorney's Docket No.: 00167-491001
Client's Ref. No.: 02-31-0464

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled CARTILAGE TREATMENT PROBE, the specification of which:

- ☐ is attached hereto.
☒ was filed on January 30, 2004 as Application Serial No. 10/766,894 and was amended on _____
☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
60/443,840	January 31, 2003	Abandoned

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

26166

PTO Customer Number

Direct all telephone calls to SCOTT B. MARKOW at telephone number (202) 783-5070.

Direct all correspondence to the following:

26166

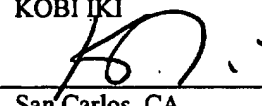
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Combined Declaration and Power of Attorney

Page 2 of 3 Pages

Full Name of Inventor: KOBI IKI

Inventor's Signature: 

Date: 6/30/05

Residence Address: San Carlos, CA
Citizenship: United States of America
Post Office Address: 580 Emerald Ave.
San Carlos, CA 94070

Full Name of Inventor: WILLIAM M. AMBRISCO

Inventor's Signature: _____

Date: _____

Residence Address: Mountain View, CA
Citizenship: United States
Post Office Address: 58 Devonshire Ave.
Apt. A
Mountain View, CA 94043

Full Name of Inventor: DOUGLAS M. LORANG

Inventor's Signature: _____

Date: _____

Residence Address: San Jose, CA
Citizenship: United States of America
Post Office Address: 1631 Via Campagna
San Jose, CA 95120

Full Name of Inventor: ALAN P. GANNON

Inventor's Signature: _____

Date: _____

Residence Address: Amesbury, MA
Citizenship: _____
Post Office Address: 37 Kimball Road
Amesbury, MA 01913

Full Name of Inventor: RICHARD M. RANALLI

Inventor's Signature: _____

Date: _____

Residence Address: Berwick, Maine
Citizenship: United States
Post Office Address: 371 Diamond Hill Road,
Berwick, Maine 03901

Combined Declaration and Power of Attorney
Page 3 of 3 Pages

Full Name of Inventor: MATHEW E. MITCHELL

Inventor's Signature: _____ Date: _____
Residence Address: Pelham, NH
Citizenship: United States
Post Office Address: 12 Fletcher Dr.
Pelham, NH 03076

Full Name of Inventor: MARK MARKEL

Inventor's Signature: _____ Date: _____
Residence Address: Middleton, WI
Citizenship: United States of America
Post Office Address: 2141 Middleton Beach Road
Middleton, WI 53562

Full Name of Inventor: RYLAND B. EDWARDS III

Inventor's Signature: _____ Date: _____
Residence Address: Middleton, WI
Citizenship: United States
Post Office Address: 3081 Baskerville Avenue
Middleton, WI 53562



Attorney's Docket No.: 00167-491001

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Date: _____

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San Carlos, CA

Citizenship:

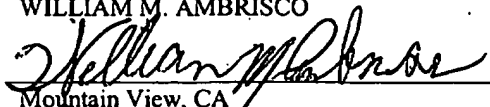
United States of America

Post Office Address:

580 Emerald Ave.

San Carlos, CA 94070

Full Name of Inventor: WILLIAM M. AMBRISCO

Inventor's Signature:  _____Date: 6/21/85

Residence Address:

Mountain View, CA

Citizenship:

United States

Post Office Address:

58 Devonshire Ave.

Apt. A

Mountain View, CA 94043

Full Name of Inventor: DOUGLAS M. LORANG

Inventor's Signature: _____

Date: _____

Residence Address:

San Jose, CA

Citizenship:

United States of America

Post Office Address:

1631 Via Campagna

San Jose, CA 95120

Full Name of Inventor: ALAN P. GANNON

Inventor's Signature: _____

Date: _____

Residence Address:

Amesbury, MA

Citizenship:

Post Office Address:

37 Kimball Road

Amesbury, MA 01913

Full Name of Inventor: RICHARD M. RANALLI

Inventor's Signature: _____

Date: _____

Residence Address:

Berwick, Maine

Citizenship:

United States

Post Office Address:

371 Diamond Hill Road,

Berwick, Maine 03901

Combined Declaration and Power of Attorney

Page 3 of 3 Pages

Full Name of Inventor: **MATHEW E. MITCHELL**

Inventor's Signature: _____ Date: _____
Residence Address: Pelham, NH
Citizenship: United States
Post Office Address: 12 Fletcher Dr.
Pelham, NH 03076

Full Name of Inventor: **MARK MARKEL**

Inventor's Signature: _____ Date: _____
Residence Address: Middleton, WI
Citizenship: United States of America
Post Office Address: 2141 Middleton Beach Road
Middleton, WI 53562

Full Name of Inventor: **RYLAND B. EDWARDS III**

Inventor's Signature: _____ Date: _____
Residence Address: Middleton, WI
Citizenship: United States
Post Office Address: 3081 Baskerville Avenue
Middleton, WI 53562

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Citizenship: United States
Post Office Address: 58 Devonshire Ave.
Apt. A
Mountain View, CA 94043

Full Name of Inventor: DOUGLAS M. LORANG

Inventor's Signature: *Douglas M. Lorang* Date: June 29, 2005
Residence Address: San Jose, CA Ripon, CA
Citizenship: United States of America
Post Office Address: 1631 Via Campagna 547 Lan Way
San Jose, CA 95120 Ripon, CA 95366
DML

Full Name of Inventor: ALAN P. GANNON

Inventor's Signature: _____ Date: _____
Residence Address: Amesbury, MA
Citizenship: _____
Post Office Address: 37 Kimball Road
Amesbury, MA 01913

Full Name of Inventor: RICHARD M. RANALLI

Inventor's Signature: _____ Date: _____
Residence Address: Berwick, Maine
Citizenship: United States
Post Office Address: 371 Diamond Hill Road,
Berwick, Maine 03901

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Pelham, NH 03076

Full Name of Inventor: **MARK MARKEL**

Inventor's Signature: _____ Date: _____
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Citizenship: United States of America
Post Office Address: 2141 Middleton Beach Road
Middleton, WI 53562

Full Name of Inventor: **RYLAND B. EDWARDS III**

Inventor's Signature: _____ Date: _____
Residence Address: Middleton, WI
Citizenship: United States
Post Office Address: 3081 Baskerville Avenue
Middleton, WI 53562

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Date: _____

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San Jose, CA

Citizenship:

United States of America

Post Office Address:

1631 Via Campagna

San Jose, CA 95120

Full Name of Inventor: ALAN P. GANNON

Inventor's Signature: Alan P. GannonDate: 6/9/2005

Residence Address:

Amesbury, MA

Citizenship:

Post Office Address:

37 Kimball Road

Amesbury, MA 01913

Full Name of Inventor: RICHARD M. RANALLI

Inventor's Signature: Richard M. RanalliDate: 6/9/2005

Residence Address:

Berwick, Maine

Citizenship:

United States

Post Office Address:

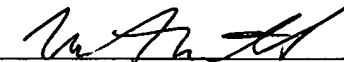
371 Diamond Hill Road,

Berwick, Maine 03901

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Citizenship: United States
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Pelham, NH 03076

Full Name of Inventor: MARK MARKEL

Inventor's Signature: _____ Date: _____
Residence Address: Middleton, WI
Citizenship: United States of America
Post Office Address: 2141 Middleton Beach Road
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Full Name of Inventor: RYLAND B. EDWARDS III

Inventor's Signature: _____ Date: _____
Residence Address: Middleton, WI
Citizenship: United States
Post Office Address: 3081 Baskerville Avenue
Middleton, WI 53562

Attorney's Docket No.: 00167-491001
Client's Ref. No.: 02-31-0464

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Client's Ref. No.: 02-31-0464

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Inventor's Signature: _____ Date: _____
Residence Address: San Carlos, CA
Citizenship: United States of America
Post Office Address: 580 Emerald Ave.
San Carlos, CA 94070

Full Name of Inventor: WILLIAM M. AMBRISCO

Inventor's Signature: _____ Date: _____
Residence Address: Mountain View, CA
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Apt. A
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Full Name of Inventor: DOUGLAS M. LORANG

Inventor's Signature: _____ Date: _____
Residence Address: San Jose, CA
Citizenship: United States of America
Post Office Address: 1631 Via Campagna
San Jose, CA 95120

Full Name of Inventor: ALAN P. GANNON

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Citizenship:
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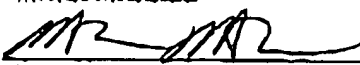
United States

Post Office Address:

12 Fletcher Dr.

Pelham, NH 03076

Full Name of Inventor: MARK MARKEL

Inventor's Signature:  _____Date: 7/5/05

Residence Address:

Middleton, WI

Citizenship:

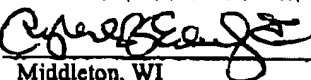
United States of America

Post Office Address:

2141 Middleton Beach Road

Middleton, WI 53562

Full Name of Inventor: RYLAND B. EDWARDS III

Inventor's Signature:  _____Date: 7/5/05

Residence Address:

Middleton, WI

Citizenship:

United States

Post Office Address:

3081 Baskerville Avenue

Middleton, WI 53562

40270044.doc



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Examiner : Unknown

Filed : January 30, 2004

Title : CARTILAGE TREATMENT PROBE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

STATEMENT OF LACK OF DECEPTIVE INTENT

We, the undersigned, Mark Markel and Ryland B. Edwards III, were erroneously omitted as inventors of the above-identified patent application. This error occurred without deceptive intent and we should be added as inventors of the above-identified patent application.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: 7/5/05Mark Markel
Mark MarkelDate: 7/5/05Ryland B. Edwards III
Ryland B. Edwards III

40275527.doc